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PATENTAttorney Reference Number 6616-72626-01
Application Number 10/633,279

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of: Clendennen *et al.***Application No.:** 10/633,279**Filed:** August 1, 2003**Confirmation No.:** 3830**For:** SEED-ASSOCIATED PROMOTER
SEQUENCES**Examiner:** Cynthia E. Collins**Art Unit:** 1638**Attorney Reference No.:** 6616-72626-01**CERTIFICATE OF FACSIMILE**

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being facsimile transmitted to the United States Patent and Trademark Office via fax number 571-273-8300 on the date shown below.

Attorney or Agent
for Applicant(s)

Tanya M. Harding, Ph.D.

Date Mailed

February 3, 2006

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AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

This Amendment and Response to Restriction Requirement ("Amendment") is filed in answer to the non-final Office action, dated November 3, 2005. A one-month period for response was set by the Office action. The accompanying transmittal includes a petition for a two-month extension of the period for response, and the Commissioner is authorized to take the requisite extension fee from the referenced deposit account, now making a response due on or before February 3, 2006. In the event that additional fees are due, authorization is also provided to charge such fees to the deposit account referenced on the accompanying transmittal letter.

Applicants elect Examiner's Group I, without traverse. Applicants elect SEQ ID NO:1 as the single nucleotide sequence, as required under 35 U.S.C. 121.

Please amend the specification as set forth beginning on page 2.

Please amend the claims as set forth in the Listing of Claims beginning on page 8.

Remarks begin on page 14 of this Amendment, and end with a brief Conclusion on page 13.

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Page 1 of 14